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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/824,616	04/15/2004	Patrick W. Purcell	075205.0102

CONFIRMATION NO. 6323

24735

BAKER BOTTS LLP

C/O INTELLECTUAL PROPERTY DEPARTMENT

THE WARNER, SUITE 1300

1299 PENNSYLVANIA AVE, NW

WASHINGTON, DC 20004-2400



FORMALITIES LETTER



OC000000013065847

Date Mailed: 06/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$351** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$801** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$351**

08/10/2004 EABUBAK1 00000131 10824616

01 FC:2001
 02 FC:2202
 03 FC:2051

385.00 OP
 351.00 OP
 65.00 OP

- \$351 for 39 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



FEE TRANSMITTAL [MAIL STOP MISSING PARTS]		Complete If Known																																																	
		Application No.		10/824,616																																															
		Filing Date		April 15, 2004																																															
		First Named Inventor		Patrick W. Purcell et al.																																															
		Examiner Name		To be assigned																																															
		Group Art Unit		3635																																															
Total Amount Of Payment (\$)		801.00		Attorney Docket No.		075205.0102																																													
METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																															
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to Deposit Account No. 02-0375 in the name of Baker Botts L.L.P.</p> <p><input type="checkbox"/> Charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 02-0375.</p>				<p>3. ADDITIONAL FEES</p> <table border="1"><thead><tr><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td><input checked="" type="checkbox"/> Surcharge - late filing fee or oath</td><td>\$ 65.00</td></tr><tr><td><input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet</td><td>\$</td></tr><tr><td><input type="checkbox"/> Extension for reply with 1 month</td><td>\$</td></tr><tr><td><input type="checkbox"/> Notice of Appeal</td><td>\$</td></tr><tr><td><input type="checkbox"/> Filing Brief in Support of Appeal</td><td>\$</td></tr><tr><td><input type="checkbox"/> Request for Oral Hearing</td><td>\$</td></tr><tr><td><input type="checkbox"/> Utility Issue Fee (or reissue)</td><td>\$</td></tr><tr><td><input type="checkbox"/> Design Issue Fee</td><td>\$</td></tr><tr><td><input type="checkbox"/> Plant Issue Fee</td><td>\$</td></tr><tr><td><input type="checkbox"/> Petitions to Commissioner</td><td>\$</td></tr><tr><td><input type="checkbox"/> Petition to Revive (unavoidable)</td><td>\$</td></tr><tr><td><input type="checkbox"/> Petition to Revive (unintentional)</td><td>\$</td></tr><tr><td><input type="checkbox"/> Petitions Related to Provisional Applications</td><td>\$</td></tr><tr><td><input type="checkbox"/> Submission of Information Disclosure Statement</td><td>\$</td></tr><tr><td><input type="checkbox"/> Filing Submission After Final Rejection</td><td>\$</td></tr><tr><td><input type="checkbox"/> Recordation of Assignment Document</td><td>\$</td></tr><tr><td><input type="checkbox"/> Filing Request for Reexamination</td><td>\$</td></tr><tr><td><input type="checkbox"/> Other (specify) Advanced Patent Copies</td><td>\$</td></tr></tbody></table>				Fee Description	Fee Paid	<input checked="" type="checkbox"/> Surcharge - late filing fee or oath	\$ 65.00	<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	\$	<input type="checkbox"/> Extension for reply with 1 month	\$	<input type="checkbox"/> Notice of Appeal	\$	<input type="checkbox"/> Filing Brief in Support of Appeal	\$	<input type="checkbox"/> Request for Oral Hearing	\$	<input type="checkbox"/> Utility Issue Fee (or reissue)	\$	<input type="checkbox"/> Design Issue Fee	\$	<input type="checkbox"/> Plant Issue Fee	\$	<input type="checkbox"/> Petitions to Commissioner	\$	<input type="checkbox"/> Petition to Revive (unavoidable)	\$	<input type="checkbox"/> Petition to Revive (unintentional)	\$	<input type="checkbox"/> Petitions Related to Provisional Applications	\$	<input type="checkbox"/> Submission of Information Disclosure Statement	\$	<input type="checkbox"/> Filing Submission After Final Rejection	\$	<input type="checkbox"/> Recordation of Assignment Document	\$	<input type="checkbox"/> Filing Request for Reexamination	\$	<input type="checkbox"/> Other (specify) Advanced Patent Copies	\$						
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<p>2. <input checked="" type="checkbox"/> Check Enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 02-0375 in the name of Baker Botts L.L.P., The Warner, Suite 1300, 1299 Pennsylvania Avenue, N.W., Washington, D.C. 20004-2400.</p>																																																			
<p>FEE CALCULATION</p> <p>1. BASIC FILING FEE <input type="checkbox"/> Large Entity <input checked="" type="checkbox"/> Small Entity</p> <table border="1"><thead><tr><th></th><th>Fee Paid</th></tr></thead><tbody><tr><td>Utility Filing Fee</td><td>\$385.00</td></tr><tr><td>Design Filing Fee</td><td>\$</td></tr><tr><td>Plant Filing Fee</td><td>\$</td></tr><tr><td>Reissue Filing Fee</td><td>\$</td></tr><tr><td>Provisional Filing Fee</td><td>\$</td></tr></tbody></table>					Fee Paid	Utility Filing Fee	\$385.00	Design Filing Fee	\$	Plant Filing Fee	\$	Reissue Filing Fee	\$	Provisional Filing Fee	\$																																				
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SUBMITTED BY				Complete (if applicable)																																															
Typed or Printed Name		James B. Apple		Registration No.		33,470																																													
Signature		Date		08/09/04		Deposit Account User ID		02-0375																																											



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)		
)		
Patrick W. PURCELL et al.)	Examiner	Not yet assigned
)		
Application Number: 10/824,616)	Group Art Unit	3635
)		
Filed: April 15, 2004)		
)		
For: APPARATUS FOR REMOVING)		
SURFACE COVERINGS AND)		
METHODS FOR USING SUCH)		
APPARATUS)		

RESPONSE TO NOTICE TO FILE MISSING PARTS

MAIL STOP MISSING PARTS

Commissioner of Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

In response to the attached Notice to File Missing Parts of Nonprovisional Application (NTFMP) mailed June 25, 2004, by the U.S. Patent and Trademark Office (PTO), Applicants are enclosing an executed Declaration for Patent Application with an Application Data Sheet, an executed Power of Attorney, additional claims fee, the filing fee, and the late filing surcharge.

Applicants are enclosing a check in the amount of \$801.00 to cover the filing fee (\$385.00), additional claims fee (\$351.00), and the late filing surcharge (\$65.00). Nevertheless, in the event of any variance between the fees determined by Applicants and those determined by

the U.S. Patent and Trademark Office, please charge or credit any such variance to the undersigned's Deposit Account No. 02-0375.

Respectfully submitted,
BAKER BOTTS, L.L.P.

Dated: August 9, 2004

By

James B. Arpin
Registration No. 33,470

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Enclosures